

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 240340

10

ORIGIN EB-11

INFO OCT-01 EUR-25 ISO-00 L-03 FAA-00 SS-20 NSC-10 DOTE-00

CAB-09 CIAE-00 COME-00 DODE-00 INR-10 NSAE-00 RSC-01

/090 R

DRAFTED BY EB/OA/AVP:JSGRAVATT:DWL

APPROVED BY EB/OA/AVP:JASILBERSTEIN

L/EB - HRGAITHER

L/T - EMCWOWELL

EUR/CE - LHEICHLER

FAA - JHSHAFFER

----- 072495

R 072246Z DEC 73

FM SECSTATE WASHDC

TO AMEMBASSY BONN

INFO AMEMBASSY BRUSSELS

AMCONSUL FRANKFURT

LIMITED OFFICIAL USE STATE 240340

E.O. 11652: N/A

TAGS: ETRN, GW

SUBJECT: CIVAIR - NEW US/FRG BILATERAL AIRWORTHINESS

AGREEMENT

REF : BONN 13507

1. INFORM LEPKE AND FAULL USG HAS EXAMINED THEIR SUGGESTION THAT LAST SENTENCE OF PREAMBULARY PARA. OF PROPOSED TEXT OF SUBJECT AGREEMENT (STATE 226691 OF DEC. 15, 1972) BE DELETED AND THAT FOLLOWING PARA. BE ADDED EITHER AFTER PARA. 13 OR, WITH SLIGHT WORDING CHANGES, TO THE PREAMBULARY PARA:

"THE OBLIGATION FOR RECIPROCAL RECOGNITION DOES NOT INCLUDE THE RECOGNITION OF AIRCRAFT NOISE CERTIFICATION, SINCE REQUIREMENTS ARE SUBJECT TO

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 240340

CHANGE FROM TIME TO TIME IN BOTH COUNTRIES. AS

NECESSARY AND APPROPRIATE, RECIPROCAL RECOGNITION
OF SUCH CERTIFICATES SHALL BE SUBJECT TO AGREEMENT
BETWEEN THE COMPETENT AUTHORITIES OF BOTH COUNTRIES."

2. WE HAVE FOLLOWING PROBLEMS WITH THIS NEW WORDING:

(A) PROPOSAL IS LIMITED TO NOISE AND OMITTS EMISSIONS.

(B) BASIS CITED FOR EXCLUDING NOISE CERTIFICATION FROM
RECIPROCAL RECOGNITION, I. E., THAT NATIONAL NOISE
REQUIREMENTS CHANGE FROM TIME TO TIME, IS NOT PRECISELY
BASIS FOR US POSITION ON THIS MATTER. FURTHER WE DO NOT

BELIEVE ANY RATIONALE NEED BE CITED. (C) SECOND SENTENCE
OF FAULL'S PROPOSAL COULD BE MISCONSTRUED TO IMPLY
ISSUANCE OF SEPARATE US CERTIFICATES FOR NOISE. (D)
(D) PROPOSAL DOES NOT REFLECT US REQUIREMENT UNDER NOISE
CONTROL ACT OF 1972 THAT NO ORIGINAL TYPE CERTIFICATE BE
ISSUED UNTIL US DETERMINES WHETHER SUBSTANTIAL NOISE
REDUCTIONS CAN BE ACCOMPLISHED THROUGH THE ISSUANCE OF
REASONABLE REGULATIONS.

3. IN VIEW OF FOREGOING CONSIDERATIONS, US PROPOSES
FOLLOWING TWO SENTENCES BE SUBSTITUTED FOR LAST SENTENCE
OF PREAMBULARY PARA. OF US TEXT:

" IT IS ALSO MY UNDERSTANDING THAT THE OBLIGATION FOR
RECIPROCAL RECOGNITION DOES NOT INCLUDE THE
RECOGNITION OF AIRCRAFT NOISE OR EMISSION
CERTIFICATIONS. AS NECESSARY AND APPROPRIATE, AND
CONSISTENT WITH NATIONAL LAWS, RECIPROCAL
RECOGNITION OF SUCH CERTIFICATIONS SHALL BE THE
SUBJECT OF DIFFERENT NEGOTIATIONS BETWEEN THE
PARTIES HERETO."

4. OBTAIN GERMANS REACTION TO FOREGOING LANGUAGE AND
REPORT DEPT. KISSINGER

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, AVIATION AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 07 DEC 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE240340
Document Source: CORE
Document Unique ID: 00
Drafter: JS GRAVATT:DWL
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731237/aaaabaxr.tel
Line Count: 96
Locator: TEXT ON-LINE
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: BONN 13507
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 24 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <24-Aug-2001 by thigpegh>; APPROVED <20-Sep-2001 by morefirh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - NEW US/FRG BILATERAL AIRWORTHINESS AGREEMENT
TAGS: ETRN, GE, US
To: BONN
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005